

AMENDED
APPLICATION FOR PERMIT

Serial No. 5158

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUL 18 1918
Returned to applicant for correction JUL 29 1918
Corrected application filed SEP 24 1918

Mrs. Aran M. Van Eaton, Wade H. Van Eaton
The undersigned and Manuel E. Brooks
Name of applicant.

of Rogerson, County of Twin Falls
State of Idaho, hereby make application for
permission to appropriate the public waters of the State of Nevada,
as hereinafter stated. (If applicant is a corporation give date and
place of incorporation.)

- The source of the proposed appropriation is Dave Creek
Name of stream, lake, or other source.
- The amount of water applied for is Seven (7) second-feet.
One second-foot equals 40 miners' inches.
- The water to be used for Irrigation & domestic use
Irrigation, power, mining, manufacturing, domestic, or other use.
- The water is to be diverted from its source at the following
point: In NE¹/₄ SW¹/₄ Sec. 13 T 47 N R 58 E
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- Number of acres to be irrigated is 700.
- Description of land to be irrigated N² SE⁴, NE⁴ SW⁴, SE⁴ NW⁴, NE⁴
Describe by legal subdivision, or if on unsurveyed land it
Sec 2 and W² NW⁴ and NW⁴ SW⁴ Sec. 1 T 47 N R 58 E, Nevada, and also
should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
N² NW⁴ Sec. 35, SW⁴ Sec. 26, E² SE⁴ Sec. 27, N² NE⁴ Sec 34 T 16 S R
9 E, Idaho.
- Irrigation will begin about April and end about
Month.
October 1, of each year.
Month.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- Power to be developed is horsepower.
- Works to be located
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- Point of return of water to stream will not return to stream
Describe in same manner as point of diversion.
- Remarks

DESCRIPTION OF PROPOSED WORKS

Ditch flume and pipe

State-manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

Will not be stored in reservoir.

is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$3800.-

6. Estimated time required to construct works 3 years.

7. Remarks The legal subdivisions on State bdy. are fractions.

For use of applicant.

Mrs. Arah M. Van Eaton, Wade H. Van Eaton and Manuel E. Brooks Applicant.

By A. E. Rinearson Agent.

Compared P.P. Jones

This sheet inspected _____, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 7.0 cubic feet per second. (Seven)

Actual construction work shall begin on or before August 6, 1920

Proof of commencement of work shall be filed before September 6, 1920

Work must be prosecuted with reasonable diligence and be completed on or before August 6, 1923

Proof of completion of work shall be filed before September 6, 1923

Application of water to beneficial use shall be made on or before August 6, 1928. Proof of the application of water to beneficial use must be filed with State Engineer on or before September 6, 1928

Proof of labor filed AUG 31 1920

WITNESS MY HAND AND SEAL this 2d day

Cancelled Jan. 2, 1926 because of failure of applicant to comply with provisions of permit. of July, 1920

Robert A. Allen State Engineer.

State Engineer.

This permit is issued subject to all prior rights on the source. A portion of the land proposed to be irrigated hereunder lies in Idaho, but in view of the fact that some land is also to be irrigated in Nevada the permit is granted for the full statutory allowance of 7.0 c.f.s. for the 700 acres, thereby authorizing the diversion of water from Dave Creek within Nevada for the land in both states. It must, however, be understood that this office maintains no jurisdiction over the irrigation of the land in Idaho, and the terms of this permit contain no authorization to divert water from Nevada into Idaho when same can be beneficially used in this State.

A substantial weir and headgate must be installed at or near the point of diversion to facilitate the measurement and control of water.

The State reserves the right to regulate the diversion and use of water within the State of Nevada at any and all times.

It is distinctly understood that the applicant agrees to the terms herein contained.

